

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO  
**VIOLATION OF SUPERVISION PROCEEDINGS**  
**MINUTE SHEET**

CR No.	17-2242-MV	USA vs.	Garcia		
Date:	October 4, 2023	Name of Deft:	Luciano Garcia		
Before the Honorable		Martha Vázquez			
Time In/Out:	11:10 a.m. / 11:56 a.m.	Total Time in Court (for JS10):	46 minutes		
Clerk:	Linda Romero	Court Reporter:	Irene Delgado (by Zoom)		
AUSA:	Paul Mysliwicz	Defendant's Counsel:	Emily Carey		
VSR in:	Santa Fe, NM	Interpreter:			
Probation Officer:	Jacob Gomez	Sworn?	<input type="checkbox"/>	Yes	<input type="checkbox"/> No
<input type="checkbox"/>	Defendant Sworn				
<input type="checkbox"/>	Defendant questioned re: physical/mental condition and whether under influence of alcohol, drugs, or any medication				
<input type="checkbox"/>	Court finds Defendant competent to proceed				
<input checked="" type="checkbox"/>	Court advises Defendant of his/her rights				
<input checked="" type="checkbox"/>	Court advises / confirms Defendant is aware of charges and possible penalty				
<input checked="" type="checkbox"/>	Defendant <b>ADMITS</b> violation(s): Special - The defendant failed to participate in an outpatient substance abuse treatment program and follow the rules and regulations of that program. Standard - The defendant failed to report to his probation officer as instructed.				
<input type="checkbox"/>	Violation report waived				
<input checked="" type="checkbox"/>	Proceed to sentencing				
<input checked="" type="checkbox"/>	Supervision - <b>REINSTATED</b>				
<b>SENTENCE IMPOSED</b>		Imprisonment (BOP): 3 months or upon a bed becoming available at the Four Winds inpatient substance abuse treatment program in Rio Rancho, NM, whichever is earlier. Defendant is to be released at the U.S. Courthouse in Albuquerque, NM, to US Probation.			
Supervised Release:	36 months	Probation:		500-Hour Drug Program	
<b>SPECIAL CONDITIONS OF SUPERVISION</b>					
<input checked="" type="checkbox"/>	Inpatient substance abuse treatment program (waive confidentiality) (Four Winds in Rio Rancho)	<input checked="" type="checkbox"/>	Outpatient substance abuse treatment program (waive confidentiality)		
<input checked="" type="checkbox"/>	Cognitive behavioral treatment program	<input checked="" type="checkbox"/>	Substance abuse testing (up to 60 tests per year)		
<input checked="" type="checkbox"/>	No alcohol (up to 4 tests per day)	<input checked="" type="checkbox"/>	No psychoactive substances		
<input checked="" type="checkbox"/>	Community-based program in anger management	<input checked="" type="checkbox"/>	Mental health treatment program (waive confidentiality)		
<input checked="" type="checkbox"/>	Residential reentry center for up to 4 months (on as backup in case defendant becomes homeless, defendant may reside with his mother)	<input checked="" type="checkbox"/>	Location monitoring, up to 6 months, active GPS, curfew component		
<input type="checkbox"/>					
<input type="checkbox"/>	OTHER:				
<input checked="" type="checkbox"/>	Advised of Right to Appeal	<input type="checkbox"/>	Waived Appeal Rights per Plea Agreement		
<input type="checkbox"/>					

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<b>X</b>	Held in Custody		Voluntary Surrender
	Recommended place(s) of incarceration:		, IF ELIGIBLE.
OTHER COMMENTS		Court addresses defendant. Defendant admits violations. Court identifies documents she has reviewed in preparation for sentencing. Defense counsel addresses Court. Defendant addresses Court. Government counsel addresses Court. Probation Officer Jacob Gomez addresses Court. Court addresses defendant and imposes sentence.	